

10/587389

PATENT Case No. ITR0048YP

IAP11 Rec'd PCT/PTO 25 JUL 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Stefano Colloca, Alfredo Nicosio, Elisabetta Sproeno, Agostino Cirillo, Bruno Bruni Ercole, Annalisa Meola

Serial No. To be assigned

Filed: Herewith

For: CHIMPANZEE ADENOVIRUS VACCINE CARRIERS

Art Unit: To be assigned

Examiner: To be assigned

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97**

Sir:

1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).
2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.
3. Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.
4. Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

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MAILED BY Stefano CollocaDATE July 24, 2006

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /B.P./

INFORMATION DISCLOSURE STATEMENT

5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120 are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

RELATED APPLICATION		
U. S. SERIAL NUMBER	FILING DATE	MERCK CASE

If this is inconvenient, additional copies will be submitted upon request.

6. In accordance with 37 C.F.R. 1.97, (check one)

- the attached information is filed within three months of the filing date of the captioned case.
- the attached information is filed more than three months after the filing date but prior to the mailing of a first Office Action on the merits.
- the attached information is filed before the mailing of a first Office action after the filing of a request for continued examination under §1.114.
- the attached information is being filed more than three months after the filing date and after the mailing of a first Office Action on the merits, but before the mailing date of a Final Action, Notice of Allowance, or an action that otherwise closes prosecution in the application. The enclosed authorization is therefore given to charge Deposit Account No. 13-2755 for the fee required under 37 C.F.R. 1.17(p).
- each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.
- each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart application *and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the information disclosure statement.*
- no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated under 37 C.F.R. 1.56(c) more than three months prior to the filing of this Statement.

Respectfully submitted,

By: Patricia L. Chisholm
Attorney _____ For Applicant(s)

Reg. No. 45,822
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P.O. Box 2000
Rahway, N.J. 07065-0907
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Date: July 24, 2006

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

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COMPLETE IF KNOWN

Application Number	
Filing Date	
First Named Inventor	Colloca, Stefano
Group Art Unit	To be assigned
Examiner Name	To be assigned
Attorney Docket Number	ITR0048YP

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Signature	/Bo Peng/	Date Considered	02/02/2011
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PREFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH.

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of

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Application Number

Filing Date

First Named Inventor Colloca, Stefano

Group Art Unit To be assigned

Examiner Name To be assigned

Attorney Docket Number ITR0048YP

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of the author, title, date, page(s), volume-issue number(s) and place of publication.
H		ROY, SOUMITRA, ET AL., Virology, "Complete nucleotide sequences and genome organization of four chimpanzee adenoviruses", Vol. 324, pages 361-372, 2004.
I		WIGAND, R., ET AL., Intervirology, "Chimpanzee adenoviruses are related to four subgenera of human adenoviruses", Vol. 30, pages 1-9, 1989.
J		FARINA, SETVEN F., ET AL., Journal of Virology, "Replication-defective vector based on a chimpanzee adenovirus", Vol. 75, No. 23, pages, 11603-11613, 2001.
K		FITZGERALD, JULIE C., ET AL., The Journal of Immunology, "A simian replication-defective adenoviral recombinant vaccine to HIV-1 gag", Vol. 170, pages 1416-1422, 2003.
L		GALL, JASON G.D., ET AL., Journal of Virology, "Construction and characterization of hexon-chimeric adenoviruses: specification of adenovirus serotype", Vol. 72, No. 12, pages 10260-10264, 1998.
M		WU, HONGJU, ET AL., Journal of Virology, "Construction and characterization of adenovirus serotype 5 packaged by serotype 3 hexon", Vol. 76, No. 24, pages 12775-12782, 2002.
N		SIEMENS, ROBERT D., ET AL., The Journal of Immunology", Vol. 166, pages 731-735, 2001.
O		CRAWFORD-MIKSZA, LETA, ET AL., Journal of Virology, Vol. 70, pages 1836-1844, 1996.
P		MASTRANGELI, ANDREA, ET AL., Human Gene Therapy, "Sero-switch" Adenovirus-mediated <i>In vivo</i> gene transfer: circumvention of anti-adenovirus humoral immune defenses against repeat adenovirus vector administration by changing the adenovirus serotype; Vol. 7, pages 79-97, 1996.
Q		COHEN, CHRISTOPHER, J., ET AL., Journal of General Virology, "Chimpanzee adenovirus CV-68 adapted as a gene delivery vector interacts with the coxsackievirus and adenovirus receptor", Vol. 83, pages 151-155, 2002.
R		BASNIGHT, MINT JR., ET AL., American Journal of Epidemiology, "Characterization of four new adenovirus serotypes isolated from chimpanzee tissue explants", Vol. 94, No. 2, 1971.
S		XIANG, ZHIQUAN, ET AL., Journal of Virology, "Novel, chimpanzee serotype 68-based adenoviral vaccine carrier for induction of antibodies to a transgene product", Vol. 76, No. 6, pages 2667-2675, 2002.
T		WILLIMZIK, H.-F., ET AL., Intervirology, "Immunological relationship among adenoviruses of human, simians, and nonprimates as determined by the neutralization test", Vol. 15, pages 28-36, 1981.
U		ROVERO, STEFANIA, ET AL., The Journal of Immunology, "DNA vaccination against rat Her-2/Neu p185 more effectively inhibits carcinogenesis than transplantable carcinomas in transgenic BALB/c mice ^{1,2} ", Vol. 165, pages 5133-5142, 2000.
V		ROY, SOUMITRA, ET AL., Human Gene Therapy, "Characterization of a family of chimpanzee adenoviruses and development of molecular clones for gene transfer vectors", Vol. 15, pages 519-530, 2004.

Examiner Signature	/Bo Peng/	Date Considered	09/20/2011
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*Examiner: Initial if reference considered whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication. If reference is not being considered, so state and indicate the reason.

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Group Art Unit	To be assigned
Examiner Name	To be assigned
Attorney Docket Number	JTR0048YP

NON-PATENT LITERATURE DOCUMENTS

Examiner
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